

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office

SEP 25 1972

Returned to applicant for correction

Corrected application filed

Map filed

SEP 26 1972

The applicant John M. Marble

Seventy One Ranch

of Deeth

County of

State of Nevada 89823

hereby makes application for permission to change the  
Point of diversion and place of use of a portion

of water heretofore appropriated under Permit #1631 Certificate #330

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Secret Creek

(Name of stream, lake or other source.)

2. The amount of water to be changed 0.5172 c.f.s.

(Second feet, acre feet.)

3. The water to be used for Irrigation and Domestic

(If for stock state number and kind of animals.)

4. The water heretofore used for Irrigation and Domestic

(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point In the SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 3, T. 34 N., R.

59 E., M.D.B.&amp;M., or at a point from which the NW corner of section

(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)

34, T. 35 N., R. 59 E., bears N. 26°44'15" W. a distance of 8,348.383 feet.

6. The existing point of diversion is located within SW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 34, T. 35 N., R. 59 E.,

or at a point from which the NW corner of Sec. 34, T. 35 N., R. 59 E.

(If point of diversion is not changed, do not answer.)

bears N. 13° 54' 30" W., a distance of 4,393.0 ft.

7. Proposed place of use SE $\frac{1}{4}$  NE $\frac{1}{4}$  (8.04 acres), NE $\frac{1}{4}$  SE $\frac{1}{4}$  (5.97 acres), Sec. 33;

(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

NW $\frac{1}{4}$  SW $\frac{1}{4}$  (14.10 acres), SW $\frac{1}{4}$  SW $\frac{1}{4}$  (18.70) acres, SE $\frac{1}{4}$  SW $\frac{1}{4}$  (4.91 acres),

Sec. 34, T. 35 N., R. 59 E., M.D.B.&amp;M., a total of 51.72 acres

8. Existing place of use NE $\frac{1}{4}$  SE $\frac{1}{4}$  (22.22 acres), SE $\frac{1}{4}$  SE $\frac{1}{4}$  (29.50 acres)

(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

Sec. 16, T. 35 N., R. 59 E., M.D.B.&amp;M., a total of 51.72 acres.

9. Use will be from April 1st to October 1st of each year.

(Month)

(Month)

10. Use has been from April 1st to October 1st of each year.

(Month)

(Month)

11. Description of proposed works.

Dam, Headgate and ditches to place of use.

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$10,000

13. Estimated time required to construct works Complete

14. Remarks

Compared bs/ga ga:lk

Applicant John M. Marble

By s/ John M. Marble  
Seventy One Ranch  
Deeth, Nevada 89823

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of a portion of the water of Secret Creek as heretofore granted under Permit 1631 Certificate 330 is issued subject to the terms and conditions imposed in said Permit 1631, Certificate 330 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

This permit is also subject to the provision that the springs or water courses on the so called "Ryan Ranch" will not be diverted or spread from their natural channels or to impede their natural flow to Secret Creek except for stockwatering purposes.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5172 cubic feet per second.

Actual construction work shall begin on or before September 16, 1973

Proof of commencement of work shall be filed before October 16, 1973

Work must be prosecuted with reasonable diligence and be completed on or before September 16, 1974

Proof of completion of work shall be filed before October 16, 1974

Application of water to beneficial use shall be made on or before September 16, 1975

Proof of the application of water to beneficial use shall be filed on or before October 16, 1975

Map in support of proof of beneficial use shall be filed on or before October 16, 1975

Commencement of work filed MAY 29 1973  
Completion of work filed MAY 29 1973  
Proof of beneficial use filed SEP 26 1973  
Cultural map filed  
Certificate No. 2271 Issued 4-12-74  
Recorded 4-17-74 Bk 192 Page 627

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of March

A.D. 19 73

State Engineer